

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

JANE DOE and all others similarly situated,

Plaintiff,

vs.

BOARD OF REGENTS OF THE UNIVERSITY OF NEBRASKA; HANK BOUNDS, PRESIDENT OF THE UNIVERSITY OF NEBRASKA, individually and in his official capacity; RONNIE GREEN, CHANCELLOR OF THE UNIVERSITY OF NEBRASKA-LINCOLN, individually and in his official capacity; JAKE JOHNSON, ASSISTANT VICE CHANCELLOR FOR STUDENT AFFAIRS, individually and in his official capacity; MEAGAN COUNLEY, DEPUTY TITLE IX COORDINATOR FOR UNL, individually and in her personal capacity; TAMI STRICKMAN, ASSOCIATE TO THE CHANCELLOR AND TITLE IX COORDINATOR, individually and in her personal capacity; MARC PEARCE, ASSISTANT DEAN FOR STUDENT AFFAIRS AND ADMINISTRATION AT THE UNIVERSITY OF NEBRASKA COLLEGE OF LAW, individually and in his personal capacity

Defendants.

CASE NO. 4:20CV3036

**NOTICE OF REMOVAL OF CIVIL ACTION
AND DESIGNATION OF PLACE OF TRIAL**

COMES NOW Defendants, Board of Regents of the University of Nebraska; Hank Bounds; Ronnie Green; Jake Johnson; Meagan Counley; Tami Strickman; and Marc Pearce (collectively referred to as "Defendants"), pursuant to 28 U.S.C. § 1441(a), hereby submits this Notice of Removal of Civil Action ("Notice"), thereby removing this case to the United States District Court for the District of Nebraska, and designating Lincoln, Nebraska as the place of trial ("Designation"). In support of this Notice and Designation, Defendants state as follows:

TIMELINESS OF REMOVAL

1. Plaintiff Jane Doe filed a civil action against Defendants in the District Court of Lancaster County, Nebraska on February 28, 2020. The case is entitled Jane Doe, and

all others similarly situated v. The Board of Regents of the University of Nebraska et al.;
Case No. CI 20-662.

2. Plaintiff Jane Doe filed an Amended Complaint on March 3, 2020.

3. Defendants accepted service of Plaintiff Jane Doe's Amended Complaint on or about March 6, 2020.

4. A true and accurate copy of all process, pleadings, and orders served, filed, or entered in the state court action as of the date of the filing of this removal is attached hereto as Exhibit "A."

BASIS FOR JURISDICTION

5. This Court has original jurisdiction over this action under the provisions of 28 U.S.C. § 1331 because Plaintiff asserts causes of action based on the United States Constitution, 42 U.S.C. § 1983, and 20 U.S.C. § 1681 et seq.

6. By filing this Notice, Defendants consent to the removal of this action to the United States District Court for the District of Nebraska.

7. By filing this Notice, Defendants do not waive any defenses and/or affirmative claims, counterclaims, or third party claims that may be available to Defendant.

8. On April 3, 2020, Defendants filed a Notice of Filing with the Clerk of the District Court of Lancaster County, Nebraska, in Case No. CI 20-662, Jane Doe, and all others similarly situated v. The Board of Regents of the University of Nebraska et al. A true and correct copy of the Notice of Filing of Notice of Removal is attached hereto as Exhibit B.

9. On the same day, Defendants caused the Notice of Removal, along with the Notice of Filing, to be served upon the individuals listed on the Certificate of Service below.

10. Plaintiff has requested a jury trial on all claims in which a jury trial is available.

WHEREFORE, Defendants hereby remove the above-captioned case from the District Court of Lancaster County, Nebraska to the United States District Court for the District of Nebraska.

DESIGNATION OF PLACE OF TRIAL

Pursuant to NECivR 40.1(b), Defendants designate Lincoln, Nebraska as the place of trial.

BOARD OF REGENTS OF THE
UNIVERSITY OF NEBRASKA, HANK
BOUNDS, PRESIDENT OF THE
UNIVERSITY OF NEBRASKA, individually
and in his official capacity; RONNIE
GREEN, CHANCELLOR OF THE
UNIVERSITY OF NEBRASKA-LINCOLN,
individually and in his
official capacity; JAKE JOHNSON,
ASSISTANT VICE CHANCELLOR FOR
STUDENT AFFAIRS, individually and in
his official capacity; MEAGAN COUNLEY,
DEPUTY TITLE IX COORDINATOR FOR
UNL, individually and in her personal
capacity; TAMI STRICKMAN, ASSOCIATE
TO THE CHANCELLOR AND TITLE IX
COORDINATOR, individually and in her
personal capacity; MARC PEARCE,
ASSISTANT DEAN FOR STUDENT
AFFAIRS AND ADMINISTRATION AT THE
UNIVERSITY OF NEBRASKA COLLEGE
OF LAW, individually and in his personal
capacity, Defendants.

/s/ Lily Amare

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CERTIFICATE OF SERVICE

I hereby certify that on April 3, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all parties who have entered an appearance in this case as well as electronically transmitted.

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/s/ Lily Amare
Lily Amare

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